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6 **UNITED STATES DISTRICT COURT**
7 **WESTERN DISTRICT OF WASHINGTON**
8 **AT SEATTLE**

9 _____) Case No.: 2:15-cv-1409
10 **ASHLEY PEARSON,**) **COMPLAINT;**
11 Plaintiff,) FAIR DEBT COLLECTION PRACTICES
12) ACT (15 U.S.C. § 1692a, *et seq.*);
13 vs.) DEMAND FOR JURY TRIAL
14 **IQ DATA INTERNATIONAL, INC.,**)
15 Defendant.)
16 _____)

17 **I. INTRODUCTION**

18 1. This is an action for damages brought by an individual consumer for Defendant's
19 violations of the federal Fair Debt Collection Practices Act, 15 U.S.C. § 1692, *et seq.* (hereinafter
20 "FDCPA").
21

22 **II. JURISDICTION**

23 2. Plaintiff's claim for violations of the FDCPA arises under 15 U.S.C. § 1692k(d),
24 and therefore involves a "federal question" pursuant to 28 U.S.C. § 1331.
25

26 **III. PARTIES**

27 3. Plaintiff, Ashley Pearson ("Plaintiff"), is a natural person residing in Snohomish
28 County, Washington.

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1 4. Defendant, IQ Data International, Inc. (“Defendant”), is a corporation engaged in
2 the business of collecting debts by use of the mails and telephone. Defendant regularly attempts
3 to collect debts alleged due another.
4

5 **IV. FACTUAL ALLEGATIONS**

6 5. Defendant is a “debt collector” as defined by the FDCPA, 15 U.S.C. § 1692a(6).

7 6. Plaintiff is a “consumer” as defined by the FDCPA, 15 U.S.C. § 1692a(3).

8 7. All activities of Defendant set out herein were undertaken in connection with the
9 collection of a “debt,” as defined by 15 U.S.C. § 1692a(5).
10

11 8. Within the last year, Defendant took multiple actions in an attempt to collect a
12 debt from Plaintiff. Defendant’s conduct violated the FDCPA in multiple ways, including the
13 following.

14 9. Using false representations or deceptive practices in connection with collection of
15 a debt, including falsely stating to Plaintiff in a telephone conversation that she would be unable
16 to find a new place to rent until she paid the existing debt. Defendant had no basis to make this
17 representation (§ 1692e(10)).
18

19 10. As a result of the aforementioned violations, Plaintiff suffered and continues to
20 suffer injuries to Plaintiff’s feelings, personal humiliation, embarrassment, mental anguish and
21 severe emotional distress.
22

23 11. Defendant intended to cause, by means of the actions detailed above, injuries to
24 Plaintiff’s feelings, personal humiliation, embarrassment, mental anguish and severe emotional
25 distress.
26

27 12. Defendant’s actions, detailed above, were undertaken with extraordinary
28 disregard of, or indifference to, known or highly probable risks to purported debtors.

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13. To the extent Defendant's actions, detailed above, were carried out by an employee of Defendant, that employee was acting within the scope of his or her employment.

COUNT I: VIOLATION OF FAIR DEBT COLLECTION PRACTICES ACT

14. Plaintiff reincorporates by reference all of the preceding paragraphs.

15. The preceding paragraphs state a *prima facie* case for Plaintiff and against Defendant for violations of the FDCPA.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully prays that judgment be entered against the Defendant for the following:

- A. Declaratory judgment that Defendant's conduct violated the FDCPA;
- B. Actual damages pursuant to 15 U.S.C. 1692k;
- C. Statutory damages pursuant to 15 U.S.C. § 1692k;
- D. Costs, disbursements and reasonable attorney's fees for all successful claims, and any unsuccessful claims arising out of the same transaction or occurrence as the successful claims, pursuant to 15 U.S.C. § 1692k; and,
- E. For such other and further relief as may be just and proper.

PLAINTIFF HEREBY REQUESTS A TRIAL BY JURY

Dated this 2nd day of September, 2015

By: s/Joshua Trigsted
Joshua Trigsted, WSBA#42917
Attorney for Plaintiff

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